

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

KAREN E. UHLIG,	:	
Plaintiff,	:	Case No. 3:09cv000406
vs.	:	District Judge Walter Herbert Rice
	:	Magistrate Judge Sharon L. Ovington
MICHAEL J. ASTRUE,	:	
Commissioner of the Social	:	
Security Administration,	:	
Defendant.	:	

**DECISION AND ENTRY ADOPTING REPORT AND RECOMMENDATIONS
FILED ON NOVEMBER 24, 2010 (Doc. #14); VACATING THE COMMISSIONER'S
NON-DISABILITY DECISION; MAKING NO DETERMINATION AS TO
WHETHER PLAINTIFF KAREN E. UHLIG IS UNDER A "DISABILITY" WITHIN
THE MEANING OF THE SOCIAL SECURITY ACT; REMANDING THIS MATTER
TO THE COMMISSIONER AND THE ADMINISTRATIVE LAW JUDGE UNDER
SENTENCE FOUR OF 42 U.S.C. §405(G) FOR FURTHER CONSIDERATION
CONSISTENT WITH THIS DECISION AND ENTRY AND THE REPORT AND
RECOMMENDATIONS; AND TERMINATING THE CASE ON THE DOCKET OF
THIS COURT**

The Court has conducted a de novo review of the Report and Recommendations of United States Magistrate Judge Sharon L. Ovington (Doc. #14), to whom this case was originally referred pursuant to 28 U.S.C. §636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby **ADOPTS** said Report and Recommendations. It is therefore **ORDERED**

that:

1. The Report and Recommendations filed on November 24, 2010 (Doc. #14) is ADOPTED in full;
2. No finding is made as to whether Plaintiff Karen E. Uhlig was under a "disability" within the meaning of the Social Security Act;
3. This case is remanded to the Commissioner and the Administrative Law Judge under Sentence Four of 42 U.S.C. §405(g) for further consideration consistent with this Decision and Entry and the Report and Recommendations; and
4. The case is terminated on the docket of this Court.



Walter Herbert Rice
United States District Judge